

1 Laurence M. Rosen, Esq. (SBN 219683)
2 Phillip Kim, Esq. (pro hac vice)
3 Jonathan Horne, Esq. (pro hac vice)
4 THE ROSEN LAW FIRM, P.A.
5 355 South Grand Avenue, Suite 2450
6 Los Angeles, CA 90071
7 Telephone: (213) 785-2610
8 Facsimile: (213) 226-4684
9 Email: lrosen@rosenlegal.com

10 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA
13 SOUTHERN DIVISION

14 VINH NGUYEN, INDIVIDUALLY
15 AND ON BEHALF OF ALL OTHERS
16 SIMILARLY SITUATED,

17 Plaintiff,

18 v.

19 RADIANT PHARMACEUTICALS
20 CORPORATION AND DOUGLAS C.
21 MACLELLAN,

22 Defendants.

CASE No.: CV-11-0406-DOC
(MLGx)

CLASS ACTION

**NOTICE OF MOTION AND
MOTION FOR ENTRY OF
ORDER PRELIMINARILY
APPROVING SETTLEMENT AND
ESTABLISHING NOTICE
PROCEDURES**

Hon. David O. Carter
Hearing Date: January 20, 2014
Time: 8:30 a.m.
Courtroom: 9D

1 PLEASE TAKE NOTICE that on January 20, 2014, at 8:30 a.m., Lead
2 Plaintiffs will move this Court, the Honorable David O. Carter, United States
3 District Judge of the United States District Court for the Central District of
4 California, 411 West Fourth Street, Santa Ana, California 92701 for entry of an
5 Order (a) preliminarily approving the settlement between Plaintiffs and
6 defendants Radiant Pharmaceuticals Corporation and Douglas C. MacLellan (the
7 "Radiant Defendants"); (b) approving the notice to the Class of the Proposed
8 Settlement, in substantially the same form as the Notice of Proposed Settlement
9 of Class Action; and (c) scheduling a final approval hearing for a date at the
10 Court's convenience. The Defendants do not oppose the relief requested by this
11 motion.

12
13 Date: December 17, 2013

Respectfully submitted,

14 **THE ROSEN LAW FIRM, P.A.**

15
16 /s/ Laurence Rosen

17 Laurence M. Rosen, Esq. (SBN 219683)

18 Phillip Kim, Esq. (pro hac vice)

19 Jonathan Horne, Esq. (pro hac vice)

20 355 South Grand Avenue, Suite 2450

Los Angeles, CA 90071

21 Telephone: (213) 785-2610

22 Facsimile: (213) 226-4684

Email: lrosen@rosenlegal.com

23 Class Counsel for Plaintiffs
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CERTIFICATE OF SERVICE

I, Laurence M. Rosen, hereby declare under penalty of perjury as follows:

I am the managing attorney of the Rosen Law Firm, P.A., with offices at 355 South Grand Avenue, Suite 2450, Los Angeles, CA 90071. I am over the age of eighteen.

On December 17, 2013, I electronically filed the following **NOTICE OF MOTION AND MOTION FOR ENTRY OF ORDER PRELIMINARILY APPROVING SETTLEMENT AND ESTABLISHING NOTICE PROCEDURES** with the Clerk of the Court using the CM/ECF system which sent notification of such filing to counsel of record.

Executed on December 17, 2013.

/s/ Laurence Rosen

Laurence M. Rosen